

NEW CHAPTER
Chapter 21A.XX
DEVELOPMENT STANDARDS - WASTE MATERIALS PROCESSING OPERATIONS

Sections:

21A.XX.XXX	Purpose [SALT section 135 - New]
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21A.XX.XXX	Nonconforming waste materials processing operations [SALT section 139 - New]
21A.XX.XXX	Periodic review [SALT section 140 - New]
21A.XX.XXX	Site design standards [SALT section 141 - New]
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21A.XX.XXX	Financial guarantees [SALT section 145 - New]

NOTE: Sections amended are noted in brackets following the title. “SALT” means proposed Site Alteration Code pending at council (Proposed Ordinance 2000-0525)

SECTION 1. Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 of this ordinance should constitute a new chapter in K.C.C. Title 21A.

NEW SECTION. SECTION 2. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 135]

Purpose. The purpose of this chapter is to establish standards that minimize the impacts of waste materials processing operations upon surrounding properties by:

A. Ensuring adequate review of operating aspects of waste materials processing sites to minimize impacts; and

B. Requiring periodic review of waste materials processing operations to ensure compliance with the most current operating standards.

NEW SECTION. SECTION 3. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 136]

Exemptions. This chapter applies only to uses or activities that are waste materials processing operations.

NEW SECTION. SECTION 4. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 137]

Clearing and grading permits required. Waste materials processing operations shall only occur under a valid clearing and grading permit that shall apply this chapter in addition to K.C.C. Title 21A.

NEW SECTION. SECTION 5. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 138]

Preapplication community meetings. An applicant who proposes a new waste materials processing operations site or establishment or proposes to expand an existing waste materials processing operations site beyond the scope of the original environmental review shall convene a community meeting prior to submittal of an application. Documentation of that meeting shall be provided with the application consistent with K.C.C. chapter 21A.xx (created under section xx of this ordinance).

NEW SECTION. SECTION 6. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 139]

Nonconforming waste materials processing operations. To the extent the department determines feasible, a nonconforming waste materials processing operation shall be brought into conformance with the operating conditions and performance standards of K.C.C. Title 21A during permit renewal. The schedule for conformance shall be developed during the first periodic review of the nonconforming waste materials processing operation and incorporated into the permit conditions.

NEW SECTION. SECTION 7. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 140]

Periodic review. All waste materials processing operations shall be subject to a review of development and operating standards at five year intervals. The periodic review scope and process shall be consistent with the periodic review requirements of K.C.C. chapter 21A.xx (created under section xx of this ordinance)[New Chapter: Permits, Emergency Actions, Permit Exceptions].

NEW SECTION. SECTION 8. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 141]

Site design standards. Except as provided for nonconforming waste materials processing operations in section 6 of this ordinance [formerly K.C.C. 21A.22.040], all waste materials processing operations, in addition to the other requirements of K.C.C. Title 21A, shall at minimum comply with the site design standards of K.C.C. chapter 21A.22.

NEW SECTION. SECTION 9. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 142]

Operating standards. A waste materials processing site shall conform to the operating standards provided for in K.C.C. chapters 21A.xx (created under section xx of this ordinance) and 21A.xx (created under section xx of this ordinance). The department shall require an operator who fails to comply with the operating standards to modify its operations, procedures or equipment until the department determines the site is operating in compliance with these requirements. The department may require a permit modification if the modifications to operations, procedures, or equipment are not consistent with the approved permit conditions.

NEW SECTION. SECTION 10. There is hereby to K.C.C. 21A.xx a new section to read as follows: [SALT Section 143]

Reclamation. A waste materials processing site that is not required to have an approved reclamation plan under 78.44 RCW shall have and maintain a valid clearing and grading permit until the reclamation of the site is completed consistent with reclamation requirements of K.C.C. chapter 21A.xx (created under section xx of this ordinance).

NEW SECTION. SECTION 11. There is hereby added to K.C.C. 21A.xx a new section to read as follows: [SALT Section 144]

Mitigation and monitoring. Unless the department provides otherwise, the applicant shall mitigate adverse impacts resulting from the waste materials processing operations and monitor the

68 processing operations to demonstrate compliance with the requirements of this chapter as specified
69 in K.C.C. chapter 21A.xx [New Chapter: Mitigation and Monitoring].

70 NEW SECTION. SECTION 12. There is hereby added to K.C.C. 21A.xx a new section to
71 read as follows: [SALT Section 145]

72 **Financial guarantees.** The department shall require financial guarantees of a mineral
73 processing site operator consistent with the provisions of K.C.C. Title 27A.